IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

WP(C).No. 18918 of 2007(B)

PETITIONER:

T. BINU, AGED 37 YEARS,
S/O. THANKAPPAN, CHALIL PUTHEN VEEDU,
THAZHOM CHATHANNOOR, MEENADU VILLAGE,
KOLLAM DISTRICT.

BY ADV. SRI.V.VENUGOPALAN NAIR
SRI.C.UNNIKRISHNAN (KOLLAM)

RESPONDENTS:

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1. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES/ARBITRATOR-CUM-SALE OFFICER, PARAVUR SNVRC BANK LTD.NO.1685,PARAVUR, KOLLAM.

2. PARAVUR S.N.V.REGIONAL CO-OPERATIVE BANK LTD.NO.1685, PARAVUR, KOLLAM, REPRESENTED BY ITS SECRETARY.

R1 BY GOVT. PLEADER SRI. P.K. RAVIKRISHNAN.
R2 BY ADV. SRI.B.SURESH KUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC. 18918/2007.

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : TRUE COPY OF THE SALE NOTICE PUBLISHED BY THE 1ST RESPONDENT IN THE MALAYALA MANORAMA DAILY DATED 2ND JUNE, 2007.

K.M.JOSEPH, J.

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WP.(C) No.18918 of 2007

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Dated this the 26th day of July, 2007

JUDGMENT

Direction sought in the writ petition are as follows:

> i) Issue a writ of mandamus or any other appropriate writ, order or direction commanding the 1st respondent to issue a certified copy of the award on the basis of which Ext.P1 sale notice as applicable to the petitioner is published.
>
> ii) To stay the sale in respect of petitioner's property as mentioned in Ext.P1 sale notice for two weeks from the date of issuance of the certified copy of the award so as to enable the petitioner to file an appeal against the same before the appellate tribunal."

2. Heard Government Pleader and learned counsel for the respondent Bank also.

The writ petition is disposed of directing the first respondent to issue certified copy of the award in the arbitration case filed by the second respondent against the petitioner within a period of two weeks from the date of production of a copy of this judgment before the first respondent. Proceedings pursuant to Ext.P1 shall be kept in abeyance

for a period of one month from today.

(K.M. JOSEPH, JUDGE)

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